



**US Army Corps
of Engineers®**
New England District

PUBLIC NOTICE

696 Virginia Road
Concord, MA 01742-2751

Date: June 13, 2006
Comment Period Ends: July 13, 2006
File Number: NAE-2006-1658
In Reply Refer To: Stephen D. DiLorenzo

The District Engineer has received a permit application from the applicant below to conduct work in waters of the United States as described below. The Corps is soliciting comments on both the project itself and the range of issues to be addressed in the environmental documentation.

APPLICANT

East Haven Economic Development Commission
East Haven Town Hall 250 Main Street
East Haven, Connecticut 06512

ACTIVITY

The applicant is proposing to place fill in approximately 8 acres of wetlands to provide for the expansion of the East Haven Industrial Park. A detailed description and plans of the applicant's activity are attached.

WATERWAY AND LOCATION OF THE PROPOSED WORK

This work is proposed in the wetlands adjacent to Morris Creek at East Haven, Connecticut. The proposed location on the USGS NEW HAVEN and BRANFORD, CONN quadrangle sheets is at UTM coordinates 45700000 N and 677000 E.

AUTHORITY

Permits are required pursuant to:

- ☐ Section 10 of the Rivers and Harbors Act of 1899
- ☒ Section 404 of the Clean Water Act
- ☐ Section 103 of the Marine Protection, Research and Sanctuaries Act).

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which may reasonably accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are: conservation, economics, aesthetics, general environmental concerns, wetlands, cultural value, fish and wildlife values, flood hazards, flood plain value, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed

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activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Where the activity involves the discharge of dredged or fill material into waters of the United States or the transportation of dredged material for the purpose of disposing it in ocean waters, the evaluation of the impact of the activity in the public interest will also include application of the guidelines promulgated by the Administrator, U.S Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act, and/or Section 103 of the Marine Protection Research and Sanctuaries Act of 1972 as amended.

In order to properly evaluate the proposal, we are seeking public comment. Anyone wishing to comment is encouraged to do so. **Comments should be submitted in writing by the above date.** If you have any questions, please contact Stephen D. DiLorenzo, Senior Project Manager at (978) 318-8373, (800) 343-4789 or (800) 362-4367, if calling from within Massachusetts.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for a public hearing shall specifically state the reasons for holding a public hearing. The Corps holds public hearings for the purpose of obtaining public comments when that is the best means for understanding a wide variety of concerns from a diverse segment of the public.

Based on his initial review, the District Engineer has determined that the proposed work may impact properties listed in, or eligible for listing in, the National Register of Historic Places. Additional review and consultation to fulfill requirements under Section 106 of the National Historic Preservation Act of 1966, as amended, will be ongoing as part of the permit review process.

Pursuant to the Endangered Species Act, the District Engineer is hereby requesting that the appropriate Federal Agency provide comments regarding the presence of and potential impacts to listed species or its critical habitat.

The States of Connecticut, Maine, Massachusetts, New Hampshire and Rhode Island have approved Coastal Zone Management Programs. Where applicable the applicant states that any proposed activity will comply with and will be conducted in a manner that is consistent with the approved Coastal Zone Management Program. By this Public Notice, we are requesting the State concurrence or objection to the applicant's consistency statement.

The initial determinations made herein will be reviewed in light of facts submitted in response to this notice. All comments will be considered a matter of public record. Copies of letters of objection will be forwarded to the applicant who will normally be requested to contact objectors directly in an effort to reach an understanding.

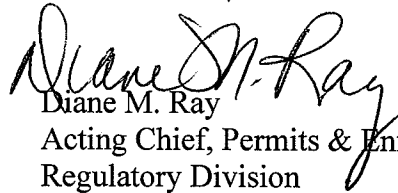
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The following authorizations have been applied for, or have been, or will be obtained:

- (X) Permit, License or Assent from State.
- () Permit from Local Wetland Agency or Conservation Commission.
- (X) Water Quality Certification in accordance with Section 401 of the Clean Water Act.

THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.

For more information on the New England District Corps of Engineers programs, visit our website at <http://www.nae.usace.army.mil>.


Diane M. Ray
Acting Chief, Permits & Enforcement Branch
Regulatory Division

If you would prefer not to continue receiving Public Notices, please contact Ms. Tina Chaisson at (978) 318-8058 or e-mail her at bettina.m.chaisson@usace.army.mil. You may also check here () and return this portion of the Public Notice to: Bettina Chaisson, Regulatory Division, U.S. Army Corps of Engineers, 696 Virginia Road, Concord, MA 01742-2751.

NAME: _____
ADDRESS: _____

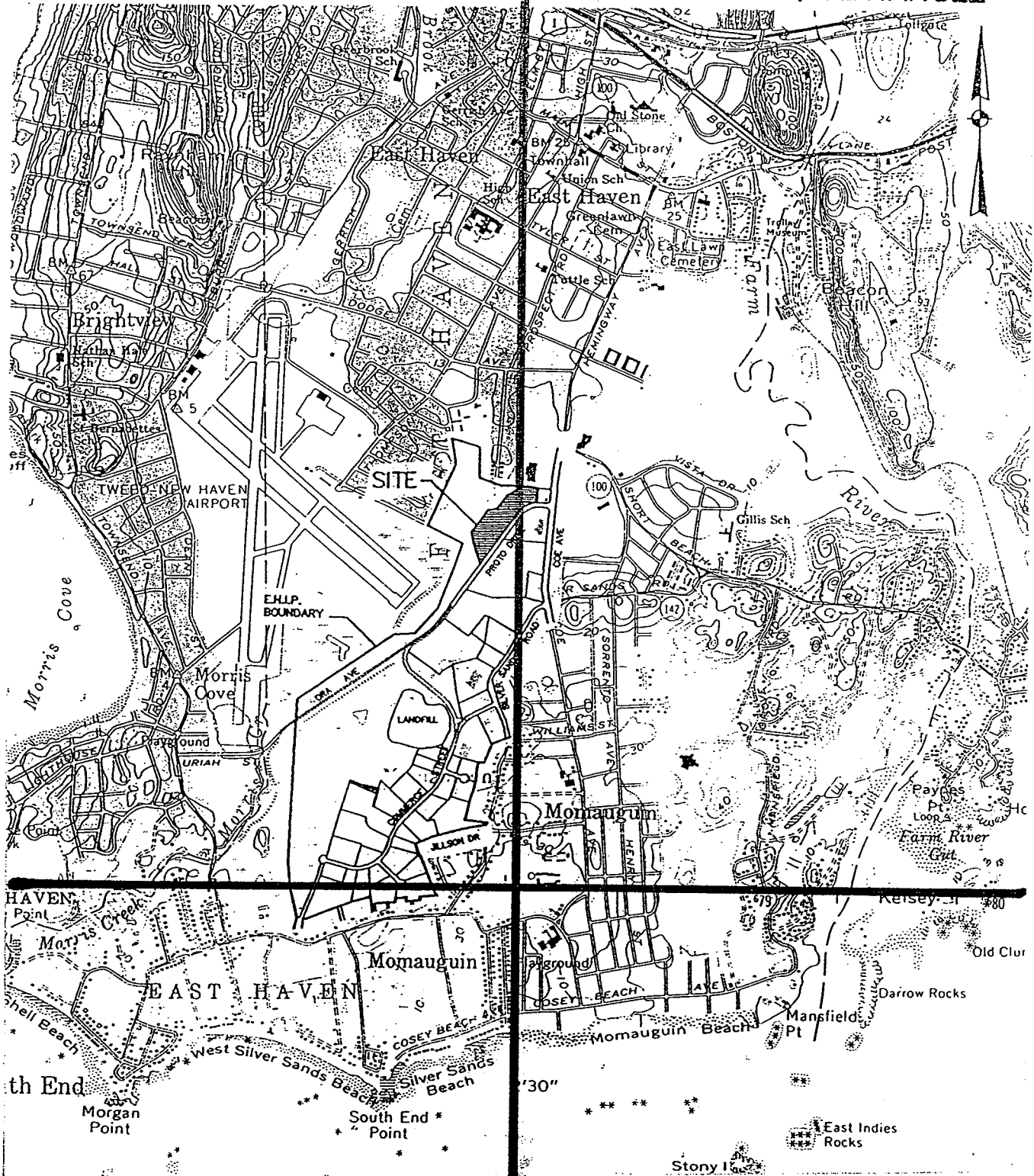
PROPOSED WORK AND PURPOSE

The work includes the discharge of dredged or fill material into eight acres of wetlands for the expansion of the existing East Haven Industrial Park in the Town of East Haven, Connecticut. Four acres will be for the construction of a 4-acre tractor-trailer parking area for Town Fair tire distribution warehouse with the remaining 4-acres for the construction of a freezer building for the Calabro Cheese Company, both are located in the industrial park. The wetlands are described as primarily giant reed canary grass (*Phragmites australis*) that grows on both very poorly drained, organic soils and very poorly drained mineral soils. The site exhibits evidence of being previously disturbed, grading and excavation.

The work is described on the enclosed plans entitled "PROTO DRIVE, EAST HAVEN INDUSTRIAL PARK, EAST HAVEN, CONNECTICUT", on six sheets, and dated "30 May 2006".

NEW HAVEN QUADRANGLE

BRANFORD QUADRANGLE



WOODMONT QUADRANGLE

BRANFORD QUADRANGLE

VICINITY MAP

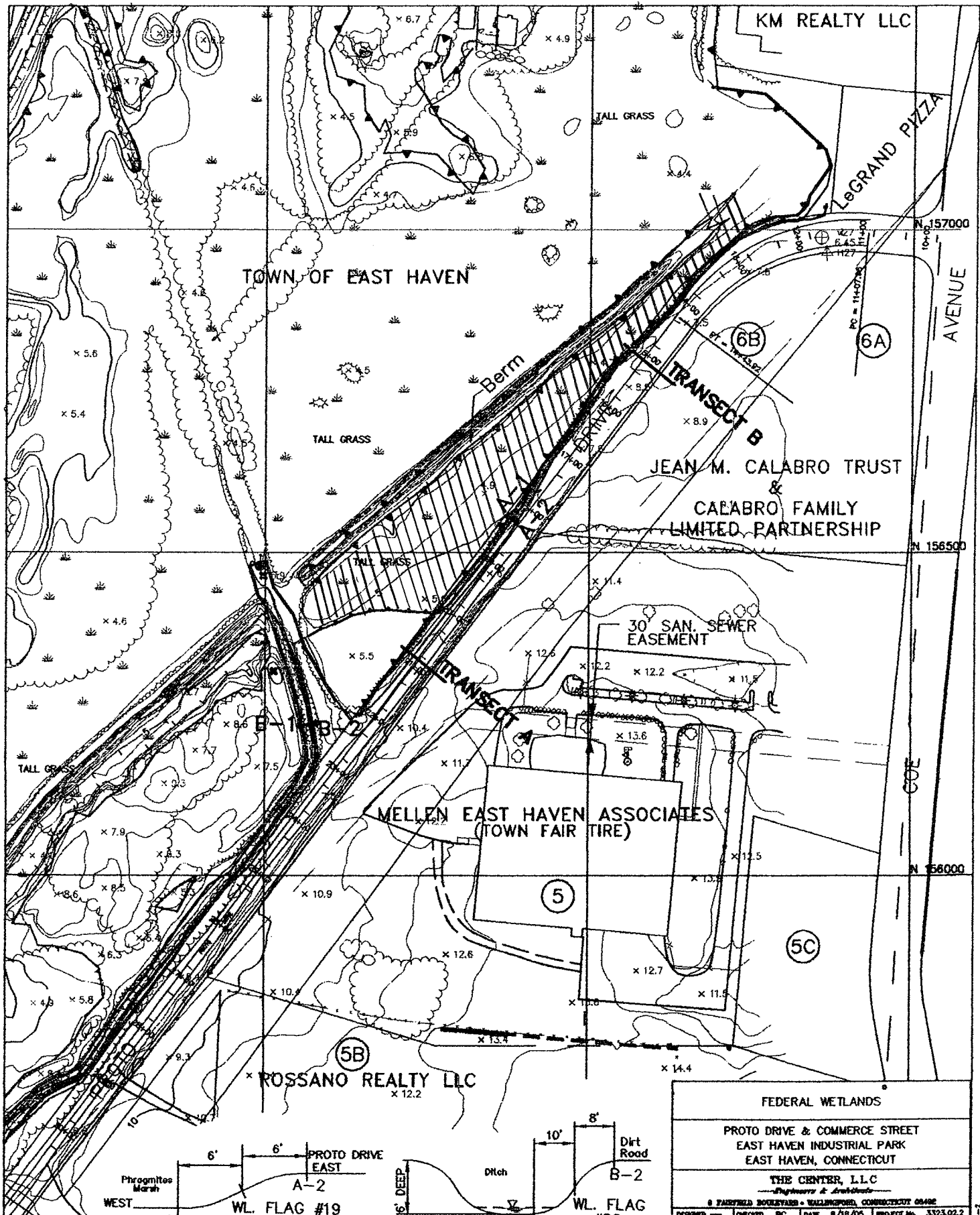
PROTO DRIVE
EAST HAVEN INDUSTRIAL PARK
EAST HAVEN, CONNECTICUT

THE CENTER, L.L.C.
Engineers & Architects

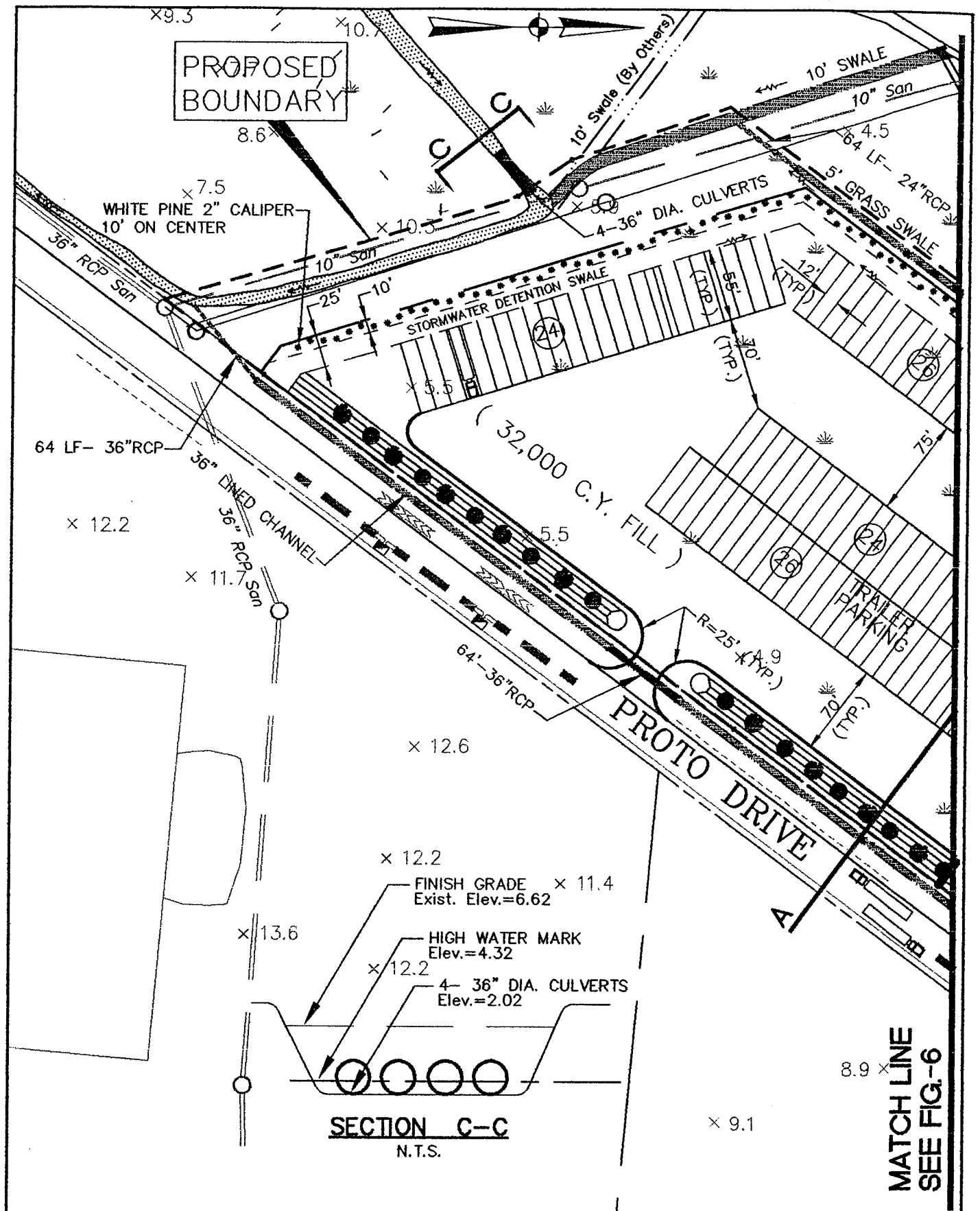
8 FAIRFIELD BOULEVARD • WALLINGFORD, CONNECTICUT 06492

DESIGNED: BC CHECKED: BC DATE: 5/16/99 PROJECT No.: 3323.03.4
DRAWN: SDS APPROVED: CTR SCALE: 1"=24000' SHEET No.: FIG. 1

30 MAY 2006

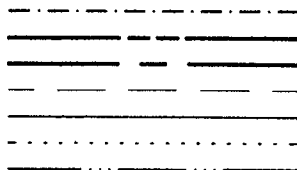


8 MAY 2006



FLAGGED WETLAND
 STREET LINE
 PROPERTY LINE
 EXISTING CONTOUR
 PROPOSED CONTOUR
 HIGH TIDE LINE +1' (5.2')
 CHANNEL

LEGEND



DATUM: NGVD 1929

30 MAY 2006

REV 6/28/99: FLAGGED WETLANDS

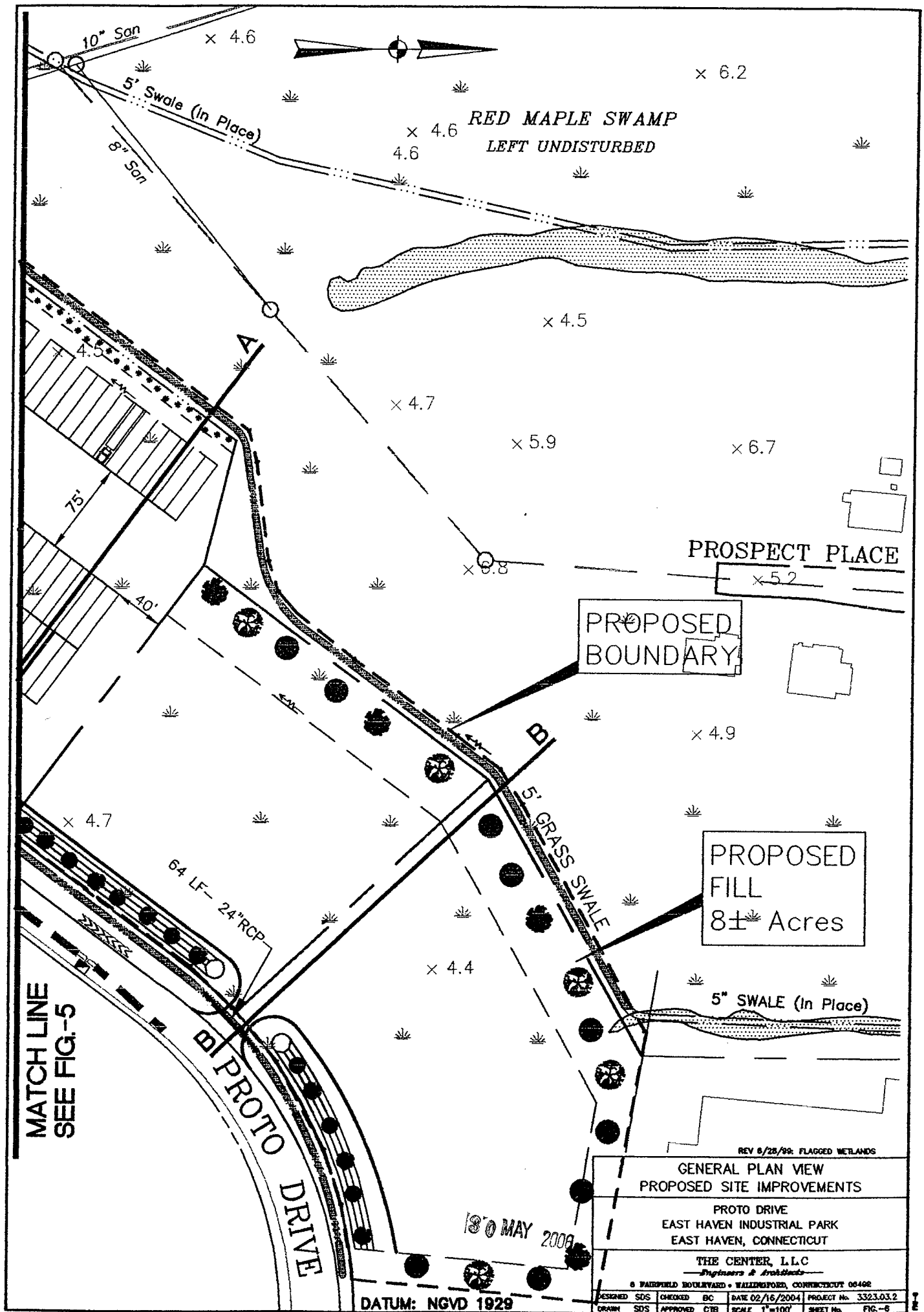
DETAILED PLAN VIEW
PROPOSED FILL

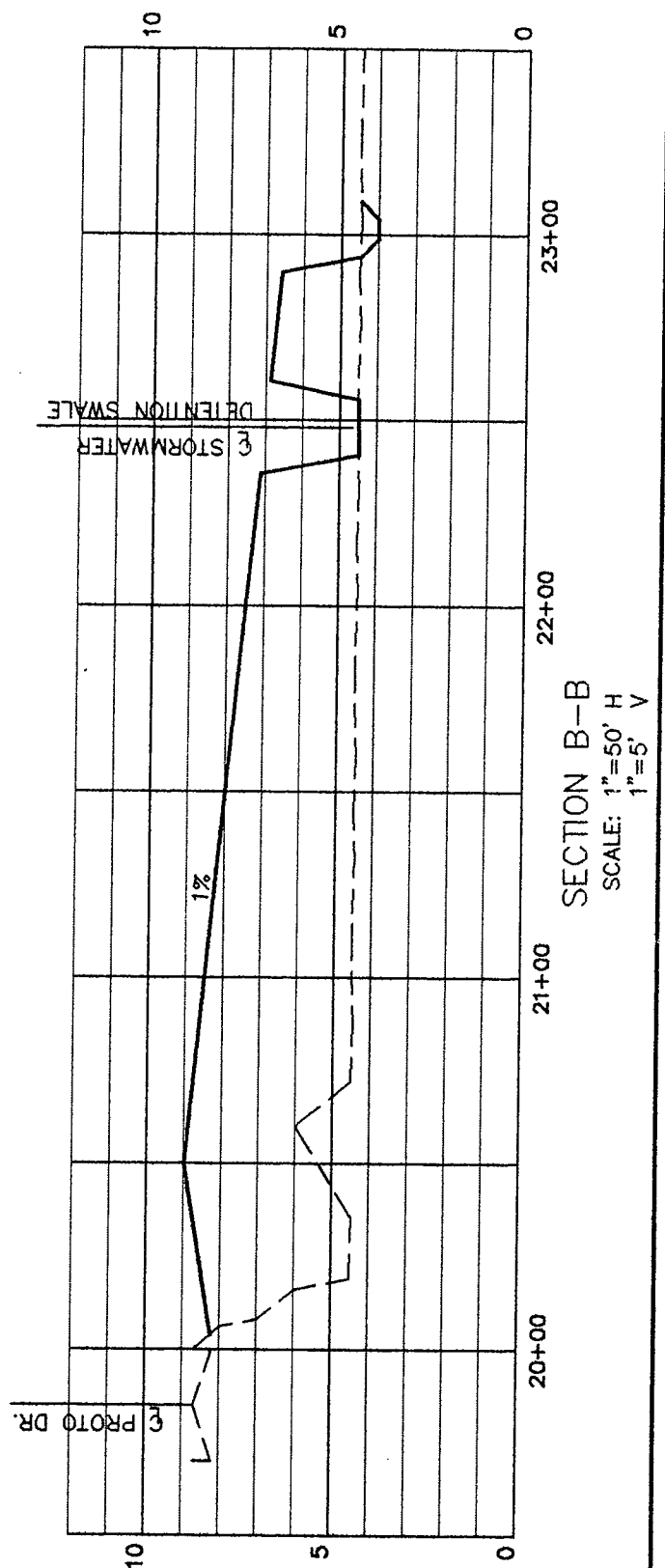
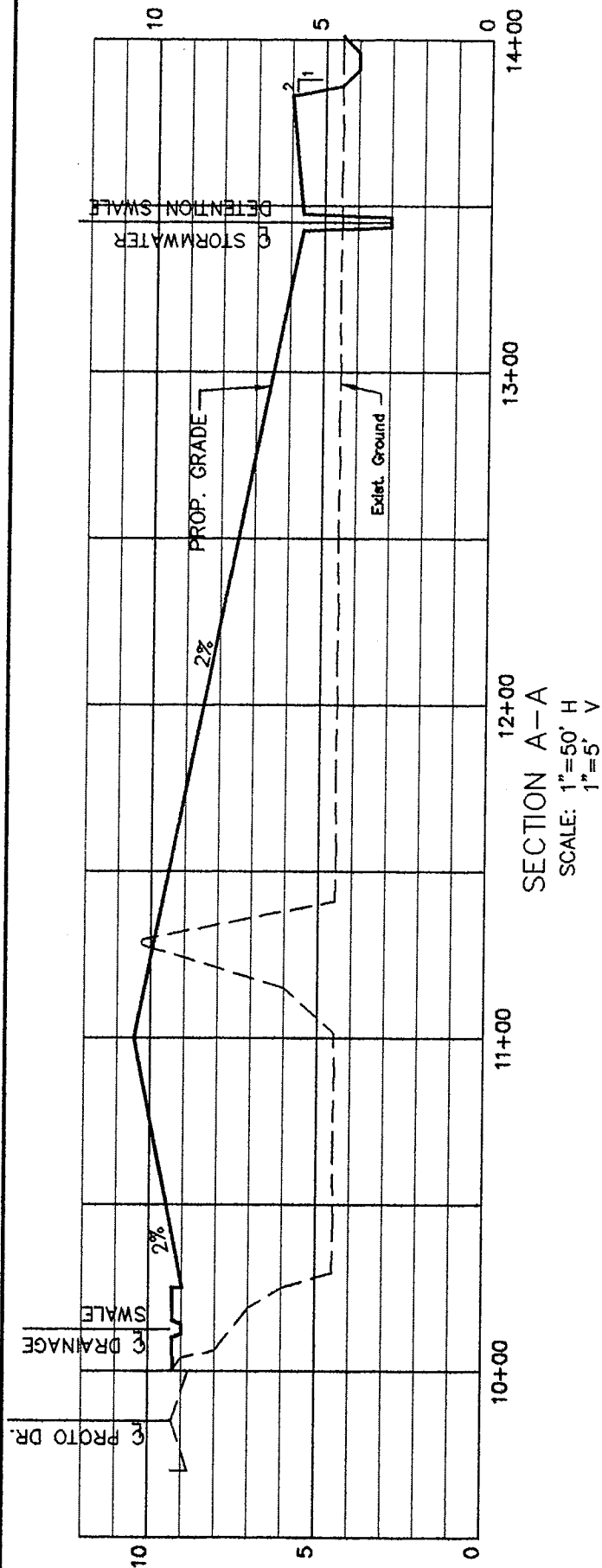
PROTO DRIVE
EAST HAVEN INDUSTRIAL PARK
EAST HAVEN, CONNECTICUT

THE CENTER, L.L.C.
Engineers & Architects

6 FAIRFIELD BOULEVARD • WALLINGFORD, CONNECTICUT 06492

| | | | |
|--------------|--------------|-----------------|-----------------------|
| DESIGNED SDS | CHECKED BC | DATE 02/16/2004 | PROJECT No. 3323.03.2 |
| DRAWN SDS | APPROVED CTB | SCALE 1"=100' | SHEET No. FIG-5 |





| CROSS SECTIONS PROPOSED FILL | | | | | |
|--|--------------|----------------|-----------------------|--|--|
| PROTO DRIVE EAST HAVEN INDUSTRIAL PARK EAST HAVEN, CONNECTICUT | | | | | |
| THE CENTER, LLC Engineers & Architects | | | | | |
| 8 FAIRFIELD BOULEVARD • WALLINGFORD, CONNECTICUT 06492 | | | | | |
| DESIGNED SDS | CHECKED BC | DATE 2/16/08 | PROJECT No. 3323.03.2 | | |
| DRAWN SDS | APPROVED GTR | SCALE AS SHOWN | SHEET No. 7 | | |

MAY 2006

